

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 17TH JANUARY 2007 / 27TH PAUSHA 1928

WP(C).No. 1605 of 2007(N)

PETITIONER:

**DR. SUJA ANI G.,
ASSOCIATE PROFESSOR, DEPARTMENT OF ORTHODONTICS,
GOVERNMENT DENTAL COLLEGE, THIRUVANANTHAPURAM.**

**BY ADV. SRI.N.NANDAKUMARA MENON
SRI.P.K.MANOJKUMAR**

RESPONDENTS:

- 1. THE STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT,
HEALTH AND FAMILY WELFARE DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.**
- 2. THE DIRECTOR OF MEDICAL EDUCATION,
THIRUVANANTHAPURAM.**
- 3. THE PRINCIPAL,
DENTAL COLLEGE, THIRUVANANTHAPURAM.**
- 4. DR. K.G.GOPAKUMAR, (FORMER HEAD OF THE
DEPARTMENT OF ORTHODONTICS)DENTAL COLLEGE,
THIRUVANANTHAPURAM, NOW RESIDING AT KAILASAM
T.C.27/2172, CHIRAKULAM ROAD, C.R.R.A. 24 STATUE,
THIRUVANANTHAPURAM-695 001.**

BY G.P.SRI.A.J.VARGHESE

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 17/01/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	PHOTOSTAT COPY OF THE ORDER DATED 22-12-06 ISSUED BY THE GOVT.
EXT.P2	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT..P3	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT.P4	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT.P5	PHOTOSTAT COPY OF THE ORDER DATED 26-12-06 ISSUED BY R3
EXT.P6	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT.P7	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R2
EXT.P8	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT.P9	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R2
EXT.10	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT.P11	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R2
EXT.P12	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R1
EXT.P13	THE PHOTOSTAT COPY OF THE ORDER DATED 2-1-07 ISSUED BY R3
EXT.P14	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R2
EXT.P15	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT.P16	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R2
EXT.P17	THE PHOTOSTAT COPY OF THE REPORT SUBMITTED BY THE PETITIONER TO THE DENTAL COLLEGE, THIRUVANANTHAPURAM
EXT.P18	THE PHOTOSTAT COPY OF THE REPORT SUBMITTED BY THE PETR.
EXT.P19	PHOTOSTAT COPY OF THE ORDER DATED 4-1-07 ISSUED BY R3
EXT.P20	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R3
EXT.P21	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R2

EXT.P22	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R2
EXT.P23	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R1
EXT.P24	PHOTOSTAT COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE R1
EXT.P25	THE PHOTOSTAT COPY OF THE LETTER DATED 2-1-07 ISSUED BY R3
EXT.P26	PHOTOSTAT COPY OF THE ENDORSEMENT CONTAINED IN THE STOCK REGISTER IN THE DENTAL COLLEGE, TRIVANDRUM

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

W.P.(C).No.1605 OF 2007

Dated this the 17th day of January, 2007

JUDGMENT

Case of the petitioner in short is as follows:

She is now working as Associate Professor of Orthodontics in the Dental College, Thiruvananthapuram. Even though the petitioner has been allowed to take charge as Associate Professor, no inventory movable or immovable properties kept in the stores and other premises of the Orthodontics Department has been prepared by respondents 2 and 3 despite repeated request made by the petitioner. Fourth respondent is the Head of the Department of Orthodontics and he took voluntary retirement and left the scene without conducting a verification of the stocks of the department. Petitioner has kept the stock rooms locked since on a random checking of stock register she found several discrepancies in the stock register with reference to the actual stock available in the department.

2. The prayer in the writ petition is to direct respondents 1 and 3 to prepare an inventory regarding the equipments and materials kept in the stock rooms and on the premises of the Orthodontics Department of the Dental College in the presence of the petitioner in accordance with law and to audit funds of the department.

3. I heard learned Government Pleader also. He submits that respondents 1 to 3 have no objection in the preparation of the inventory. He further submits that an officer from the Directorate of Medical education empowered by the Director of Medical Education can be deputed to carry out the inventory.

4. In the facts and circumstances, the writ petition is disposed of with a direction that second respondent will depute an officer from his department to carry out inventory of the equipments and materials kept in the stock rooms and on the premises of the Orthodontics Department of the Dental College, Thiruvananthapuram and he will complete the entire process within a period of two weeks from today. Petitioner shall be permitted to

be present at the time when inventory is carried out by the officer as aforesaid. The officer deputed for carrying out inventory will afford an opportunity to the fourth respondent by issuing notice to enable him to be present, if he chooses.

Writ petition is disposed of as above.

**K.M.JOSEPH
JUDGE**

SV.

